

EXHIBIT C

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

THOMSON REUTERS ENTERPRISE)	
CENTRE GMBH and WEST PUBLISHING)	
CORPORATION,)	
)	C.A. No. 20-613-SB
Plaintiffs, Counterdefendants)	
)	
v.)	
)	
ROSS INTELLIGENCE INC.,)	
)	
Defendant, Counterclaimant.)	

DECLARATION OF WARRINGTON S. PARKER, III, IN SUPPORT OF ROSS INTELLIGENCE, INC.'S LETTER MOTION FOR LEAVE TO AMEND ITS ANSWER

I, Warrington S. Parker, III, declare as follows:

1. I am at partner at Crowell & Moring, LLP, lead counsel of record for ROSS Intelligence, Inc. I am licensed in the State of California and admitted *pro hac vice* with this Court. I submit this declaration in support of ROSS's Letter Motion for Leave to Amend its Answer. The following statements are based on my personal knowledge.

2. On July 18, 2022, one of my colleagues found an out-of-circuit district court case that treated copyright preemption as an affirmative defense.

3. Though there was no similar treatment of copyright preemption in this Circuit, out of an abundance of caution, on July 20, 2022, ROSS asked Plaintiffs for consent to amend ROSS's amended answer to alleged copyright preemption for Plaintiffs' prior tortious interference allegations and provided a redline. *See* Letter Brief Exhibit D, J. Steinberg Email M. Means, July 20, 2022.

4. As reflected in Exhibit D to the Letter and Exhibit 1 of this declaration, the parties met and conferred at various times between July 20, 2022 and the filing of ROSS's motion for leave to amend. Ultimately, the parties did not reach an agreement.

I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of August, 2022, at San Francisco, California.

/s/ Warrington S. Parker III
Warrington S. Parker III

EXHIBIT 1

From: Steinberg, Joachim
Sent: Tuesday, August 9, 2022 2:44 PM
To: Means, Miranda; ROSS Lit Team
Cc: Loverro, Eric; #Thomson-Ross; mflynn@morrisnichols.com; jblumenfeld@morrisnichols.com; *dmoore@Potteranderson.com1; *bpalapura@potteranderson.com
Subject: RE: Thomson Reuters et al. v. ROSS Intelligence

Miranda,

Thank you for letting us know. As discussed during yesterday's meet and confer, we will file our motion for leave to amend the answer shortly.

Best regards,
Joachim

Joachim B. Steinberg

Pronouns: he/him/his
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From: Means, Miranda <miranda.means@kirkland.com>
Sent: Tuesday, August 9, 2022 7:22 AM
To: Steinberg, Joachim <JSteinberg@crowell.com>; ROSS Lit Team <Rosslitteam@crowell.com>
Cc: Loverro, Eric <eric.loverro@kirkland.com>; #Thomson-Ross <thomson-ross@kirkland.com>; mflynn@morrisnichols.com; jblumenfeld@morrisnichols.com; *dmoore@Potteranderson.com1 <dmoore@Potteranderson.com>; *bpalapura@potteranderson.com <bpalapura@potteranderson.com>
Subject: RE: Thomson Reuters et al. v. ROSS Intelligence

External Email

Counsel,

Plaintiffs are withdrawing their motion for leave to file an amended complaint. Although Plaintiffs' proposed amended complaint does not require additional discovery or motion practice, ROSS refused to agree not to seek either, strongly indicating that it intends to seek both. This attempt to further delay resolution of Plaintiffs' claims is unacceptable and unnecessary. Thus, Plaintiffs are withdrawing their motion so that the case continues on the Parties' agreed upon schedule. Mr. von Simson's conduct remains relevant to this case, including as described in Plaintiffs' response to Interrogatory No. 1, and Plaintiffs reserve all rights and waive none. As discussed yesterday, Plaintiffs will oppose any attempt by ROSS to amend its answer to add the affirmative defense of preemption given that, among other things, doing so would be futile and ROSS has failed to articulate any reason it could not have pleaded the defense when it first answered Plaintiffs' Complaint.

Best regards,
Miranda

Miranda Means
She/Her/Hers

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From: Steinberg, Joachim <JSteinberg@crowell.com>

Sent: Thursday, August 4, 2022 5:15 PM

To: Loverro, Eric <eric.loverro@kirkland.com>

Cc: Parker, Warrington <WParker@crowell.com>; Berry, Crinesha <CBerry@crowell.com>; Canter, Jacob <JCanter@crowell.com>; Means, Miranda <miranda.means@kirkland.com>

Subject: Thomson Reuters et al. v. ROSS Intelligence

Eric,

As we discussed, here is what I believe was the last circulated version of the stipulation, with Michael Flynn's edits. We'll look out for the meeting invitation for Monday.

Kind regards,
Joachim

Joachim B. Steinberg

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